

IN THE CIRCUIT COURT OF THE FIRST JUDICIAL DISTRICT
OF HINDS COUNTY, MISSISSIPPI

REGINA R. TERRELL
AND ADA B. TERRELL

VS.

DME EXPRESS LLC

PLAINTIFFS
NO. 18-574
DEFENDANT

COMPLAINT

COME NOW the plaintiffs, Regina R. Terrell and Ada B. Terrell, by and through their attorneys, and file this their complaint against the defendant, DME Express, LLC, and for cause of action would respectfully show as follows:

1. Plaintiffs are adult resident citizens of Lincoln County residing at Bogue Chitto, Mississippi, and have been such for more than six months.

2. Defendant is a limited liability corporation organized under the laws of the State of Oklahoma whose principal office and place of business is located at 5314 South Yale Avenue, Suite 420, Suite 900, Tulsa, Oklahoma 74135. Defendant is authorized to do business in the State of Mississippi and has appointed as its registered agent C T Corporation System, 645 Lakeland East Drive, Suite 101, Flowood, Mississippi 39232, which may be served with process through the office of the Sheriff of Rankin County, Mississippi.

3. Plaintiffs would show that on October 12, 2015, at approximately 12:30 in the afternoon, Regina R. Terrell was operating her vehicle in a lawful manner along Siwell Road in Hinds County, Mississippi. Ada B. Terrell was a passenger in her car, riding in the rear seat on the driver's side.

4. Plaintiffs would show that as they were on approaching the exit ramp coming from I-55 onto Siwell Road, a van owned by the defendant and operated by its employee collided with the rear of plaintiffs' vehicle as it attempted to enter Siwell Road, causing extensive damage to plaintiffs' vehicle and resulting in bodily injuries to both plaintiffs.

5. Plaintiff's injuries required them to be transported by ambulance to a local hospital, where they were examined and treated. Both plaintiffs required prolonged medical care and treatment; they incurred medical expenses; and experienced pain and suffering.

6. The damage to plaintiffs' vehicle and the injuries resulting from the collision were the direct and proximate result of the negligence of defendant's driver, in that he failed to yield the right of way; was following too closely; and failed to keep a proper lookout for plaintiffs and other drivers along the roadway.

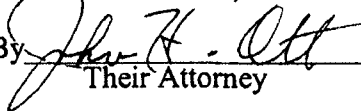
7. Plaintiffs are entitled to judgment against the defendant in an amount, to be determined by a jury, which will compensate them for all damages sustained as a result of defendant's negligence, including but not limited to past, present and future pain and suffering; past, present and future medical expenses.

WHEREFORE, PREMISES CONSIDERED, plaintiffs, Regina A. Terrell and Ada B. Terrell, demand judgment of and from DME Express LLC, in amount sufficient to compensate them for all damages sustained as a result of defendant's negligence, including but not limited to past, present and future pain and suffering; past, present and future medical expenses.

Plaintiffs request that the clerk issue summons to the defendant in the form and manner required by law, to be served upon its registered agent through the office of the Sheriff of Rankin County, Mississippi.

Respectfully submitted:

REGINA A. TERRELL AND
ADA B. TERRELL, Plaintiffs

By  _____
Their Attorney

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|---|--|---|--|--------------------------------------|--|
| COVER SHEET Civil Case Filing Form (To be completed by Attorney/Party Prior to Filing of Pleading) | | Court Identification Docket # <div style="display: flex; justify-content: space-around;"><div>25 County #</div><div>1 Judicial District</div><div>CI Court ID (CH, CI, CO)</div></div> <div style="display: flex; justify-content: space-around;"><div>10 Month</div><div>05 Date</div><div>18 Year</div></div> | | Case Year 2018 | Docket Number 574 Local Docket ID |
| Mississippi Supreme Court Administrative Office of Courts | | Form AOC/01 (Rev 2016) | | Case Number if filed prior to 1/1/94 | |
| In the CIRCUIT | | Court of HINDS | | County - FIRST Judicial District | |
| Origin of Suit (Place an "X" in one box only) <div style="display: flex; justify-content: space-between;"><div><input checked="" type="checkbox"/> Initial Filing <input type="checkbox"/> Remanded</div><div><input type="checkbox"/> Reinstated <input type="checkbox"/> Reopened</div><div><input type="checkbox"/> Foreign Judgment Enrolled <input type="checkbox"/> Joining Suit/Action</div><div><input type="checkbox"/> Transfer from Other court <input type="checkbox"/> Appeal</div><div><input type="checkbox"/> Other</div></div> | | | | | |
| Plaintiff - Party(ies) Initially Bringing Suit Should Be Entered First - Enter Additional Plaintiffs on Separate Form | | | | | |
| Individual Terrell Regina B Last Name First Name Maiden Name, if applicable M.I. Jr/Sr/III/IV _____ Check (x) if Individual Plaintiff is acting in capacity as Executor(trix) or Administrator(trix) of an Estate, and enter style: Estate of _____ Check (x) if Individual Plaintiff is acting in capacity as Business Owner/Operator (d/b/a) or State Agency, and enter entity: D/B/A or Agency _____ | | | | | |
| Business Enter legal name of business, corporation, partnership, agency - If Corporation, indicate the state where incorporated _____ Check (x) if Business Plaintiff is filing suit in the name of an entity other than the above, and enter below: D/B/A _____ | | | | | |
| Address of Plaintiff 2159 London Drive, Boque Chitto, MS 39629 | | | | | |
| Attorney (Name & Address) Ott Law Firm, P.O. Box 1684, McComb, MS 39649 MS Bar No. 3950 | | | | | |
| _____ Check (x) if Individual Filing Initial Pleading is NOT an attorney Signature of Individual Filing: <i>[Signature]</i> | | | | | |
| Defendant - Name of Defendant - Enter Additional Defendants on Separate Form | | | | | |
| Individual Last Name First Name Maiden Name, if applicable M.I. Jr/Sr/III/IV _____ Check (x) if Individual Defendant is acting in capacity as Executor(trix) or Administrator(trix) of an Estate, and enter style: Estate of _____ Check (x) if Individual Defendant is acting in capacity as Business Owner/Operator (d/b/a) or State Agency, and enter entity: D/B/A or Agency _____ | | | | | |
| Business DME Express LLC Enter legal name of business, corporation, partnership, agency - If Corporation, indicate the state where incorporated _____ Check (x) if Business Defendant is acting in the name of an entity other than the above, and enter below: D/B/A _____ | | | | | |
| Attorney (Name & Address) - If Known MS Bar No. _____ | | | | | |
| Check (x) if child support is contemplated as an issue in this suit.* *If checked, please submit completed Child Support Information Sheet with this Cover Sheet | | | | | |
| Nature of Suit (Place an "X" in one box only) | | | | | |
| Domestic Relations <input type="checkbox"/> Child Custody/Visitation <input type="checkbox"/> Child Support <input type="checkbox"/> Contempt <input type="checkbox"/> Divorce: Fault <input type="checkbox"/> Divorce: Irreconcilable Diff. <input type="checkbox"/> Domestic Abuse <input type="checkbox"/> Emancipation <input type="checkbox"/> Modification <input type="checkbox"/> Paternity <input type="checkbox"/> Property Division <input type="checkbox"/> Separate Maintenance <input type="checkbox"/> Term. of Parental Rights-Chancery <input type="checkbox"/> UIFSA (eff 7/1/97; formerly URESA) <input type="checkbox"/> Other _____ | Business/Commercial <input type="checkbox"/> Accounting (Business) <input type="checkbox"/> Business Dissolution <input type="checkbox"/> Debt Collection <input type="checkbox"/> Employment <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Garnishment <input type="checkbox"/> Replevin <input type="checkbox"/> Other _____ | <input type="checkbox"/> Alcohol/Drug Commitment (voluntary) <input type="checkbox"/> Other Children/Minors - Non Domestic <input type="checkbox"/> Adoption - Contested <input type="checkbox"/> Adoption - Uncontested <input type="checkbox"/> Consent to Abortion <input type="checkbox"/> Minor Removal of Minority <input type="checkbox"/> Other _____ Civil Rights <input type="checkbox"/> Elections <input type="checkbox"/> Expungement <input type="checkbox"/> Habeas Corpus <input type="checkbox"/> Post Conviction Relief/Prisoner <input type="checkbox"/> Other _____ Contract <input type="checkbox"/> Breach of Contract <input type="checkbox"/> Installment Contract <input type="checkbox"/> Insurance <input type="checkbox"/> Specific Performance <input type="checkbox"/> Other _____ Statutes/Rules <input type="checkbox"/> Bond Validation <input type="checkbox"/> Civil Forfeiture <input type="checkbox"/> Declaratory Judgment <input type="checkbox"/> Injunction or Restraining Order <input type="checkbox"/> Other _____ | Real Property <input type="checkbox"/> Adverse Possession <input type="checkbox"/> Ejectment <input type="checkbox"/> Eminent Domain <input type="checkbox"/> Eviction <input type="checkbox"/> Judicial Foreclosure <input type="checkbox"/> Lien Assertion <input type="checkbox"/> Partition <input type="checkbox"/> Tax Sale: Confirm/Cancel <input type="checkbox"/> Title Boundary or Easement <input type="checkbox"/> Other _____ Torts <input type="checkbox"/> Bad Faith <input type="checkbox"/> Fraud <input type="checkbox"/> Intentional Tort <input type="checkbox"/> Loss of Consortium <input type="checkbox"/> Malpractice - Legal <input type="checkbox"/> Malpractice - Medical <input type="checkbox"/> Mass Tort <input type="checkbox"/> Negligence - General <input checked="" type="checkbox"/> Negligence - Motor Vehicle <input type="checkbox"/> Premises Liability <input type="checkbox"/> Product Liability <input type="checkbox"/> Subrogation <input type="checkbox"/> Wrongful Death <input type="checkbox"/> Other _____ | | |
| Appeals <input type="checkbox"/> Administrative Agency <input type="checkbox"/> County Court <input type="checkbox"/> Hardship Petition (Driver License) <input type="checkbox"/> Justice Court <input type="checkbox"/> MS Dept Employment Security <input type="checkbox"/> Municipal Court <input type="checkbox"/> Other _____ | | | | | |